

REMARKS

Claims 1-58 were subject to a restriction requirement in the Office Action dated September 29, 2006. In response to the restriction requirement, Applicant elects the Group I claims, namely, the claims directed to the method of making a mixture of peptides and surface-active agents. This election is made without traverse. In light of this election, claims 22-28 and 53-55 are withdrawn from consideration. In addition, Applicant has amended claim 7 such that it is restricted to a single species (*kluveromyces marxianus*). Similarly, claim 9 has been amended to restrict the same to a single species (*ammonia*). Claim 11 has been amended to recite that the physically disrupting step pertains to a high-pressure homogenizer. Claim 18 has been restricted by reciting ethoxylated linear alcohol as the surface-active agent. In addition, Applicant has elected to prosecute the claimed molecular weight range of claim 47. In light of this, claims 48-50 are withdrawn. Finally, Applicant has elected to prosecute claim 52 so claim 51 is now withdrawn from consideration. The elections made above based on the species-based restrictions are also done without traverse.

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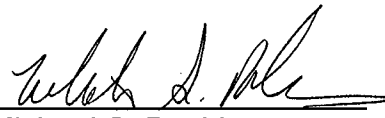
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Patent
Attorney Docket: ABC-003
(Formerly 700145.4004)

Examination on the merits is requested. If there are any questions concerning this paper, please contact the undersigned at (949) 677-7758.

Respectfully submitted,

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